

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

November 16, 2007

PERMAN & GREEN 425 POST ROAD FAIRFIELD, CT 06824 US

Dear Sir/Madam,

Your refund request for 10534563 in the amount of \$730.00 has been denied.

\$730 was received at time of filing but not applied, Bas ic fee \$300 was paid at time of filing, \$730 was charged to your account. wa

Sincerely,

Phyllis M. Lawrence PCT - National 703 308-9140 x231



USPTO MECEIFTS ACCOUNTING

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 2007 OCT -2 PM 4:50

APPLICANT(s): Piotrowicz, M.

SERIAL NO.: 10/534,563

ART UNIT: 3762

FILING DATE:

11/09/2005

EXAMINER:

TITLE:

APPARATUS FOR STIMULATING THE PHYSIOLOGICAL

PROCESSES OF LIVING ORGANISMS USING LIGHT WAVES, ELECTROMAGNETIC INDUCTION AND THERMAL INTERACTION

ATTORNEY

DOCKET NO.:

700-012218-US (PAR)

Refund Section, Accounting Division, Office of Finance Mail Stop 16 Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION FOR REFUND TO DEPOSIT ACCOUNT

Sir:

Pursuant to 37 C.F. R. §1.26, Applicant, requests that the amount of \$730.00 be refunded to Deposit Account #16-1350. Applicant disputes the charge listed below:

07/12 10534563 700-012218-US (PAR) 1633 \$200.00 07/12 10534563 700-012218-US (PAR) 1642 \$400.00 07/12 10534563 700-012218-US (PAR) 1617 \$130.00

A copy of the Deposit Account statement is attached hereto.

The charge should not have been made. The Completion of Missing Filing Requirements was mailed 11/7/05 with a check in the amount of \$730.00 (see attachment). Thus, there is no basis for the charge.

Accordingly the amount of \$730.00 should be refunded to Deposit Account #16-1350.

Respectfully submitted,

Geza C. Ziegler

Reg. No. 44,004

Perman & Green, LLP 425 Post Road Fairfield, CT 06824 (203) 259-1800 Customer No.: 2512

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to Refund Section, Accounting Division, Office of Finance, Mail Stop 16, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 27 soplande 2007 Signature: Romann Rolandua Person Making Deposit



United States Patent and Trademark Office



700

Deposit Account Statement

Requested Statement Month:

Deposit Account Number:

Name:

Attention:

Street Address 1:

Street Address 2:

City:

State: Zip:

Country:

July 2006

161350

PERMAN & GREEN WILLIAM G. HOFFMAN

425 POST ROAD

FAIRFIELD

CT 06430

UNITED STATES

DATE S	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/03 1	167	10623970	390-011009-US (I01)	1801	\$790.00	\$16,991.08
07/03 1	168	10623970	390-011009-US (I01)	1463	\$200.00	\$16,791.08
07/03 1	23	11402279	684-012532-US(PAR) /NC509	1051	\$130.00	\$16,661.08
07/05 2	2	10348709		9204	-\$50.00	\$16,711.08
07/05 7	737	09816578	460-010244-US(PAR)	1202	\$100.00	\$16,611.08
07/05 7	' 41	09816578	460-010244-US(PAR)	1202	\$100.00	\$16,511.08
07/05 2	2	09893165	617-010445-US(PAR)	1251	\$120.00	\$16,391.08
07/05 3	33	11400888	20050739 US 02	1011	-\$300.00	\$16,691.08
07/05 3	34	11400888	20050739 US 02	1111	-\$500.00	\$17,191.08
07/05 3	35	11400888	20050739 US 02	1311	-\$200.00	\$17,391.08
07/05 3	86	11400888	20050739 US 02	1201	-\$400.00	\$17,791.08
07/06 4	49	10704068	442-007855-US (D01)	1251	\$120.00	\$17,671.08
07/06 2	26	10429687	044-010803-US (PAR)	1202	-\$350.00	\$18,021.08
07/06 2	27	10429687	044-010803-US (PAR)	1202	\$300.00	\$17,721.08
07/06 3	32	10433800	694-011332-US(PAR)C2705-S	1251	-\$120.00	\$17,841.08
07/07 1	268	09954602	324-010512-US(PAR)	1251	\$120.00	\$17,721.08
07/11 1	901	60806937	1040P012605US(#1)	2005	\$100.00	\$17,621.08
07/11 4	12	09815035	460-010248-US(PAR)	1252	\$450.00	\$17,171.08
07/12 4	37	10770109	945-011681-US (PAR)	1501	\$1,400.00	\$15,771.08
07/12 4	38	10770109	945-011681-US (PAR)	1504	\$300.00	\$15,471.08
07/12 4	39	10770109	945-011681-US (PAR)	8007	\$20.00	\$15,451.08
07/12 4	ļ	10534563	700-012218-UŞ (PAR)	1633	\$200.00	\$15,251.08
07/12 5	j	10534563	700-012218-US (PAR)	1642	\$400.00	\$14,851.08
07/12 6	;	10534563	700-012218-US (PAR)	1617	\$130.00	\$14,721.08
07/12 1	219	10157377	324-010967-US(PAR)	1814	\$130.00	\$14,591.08
07/12 2	8	11178836	390-011657-US(PAR)	1463	-\$200.00	\$14,791.08
07/13 1		10896728	785-011887-US (C01)	1251	\$120.00	\$14,671.08
07/13 1		29223432	940D012079-US (PAR)	2502	\$400.00	\$14,271.08
07/13 1		11179024	684-012255-US (PAR)	1202	\$50.00	\$14,221.08

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SEIGAL NO. [O] SCALLONMENCE (SLEET NO. ATTY) Amendment Compact()) Prediction of Amendment Compact()) Consisting Formal Compact() Sub-the Committed Ament() Transmitted of Formal Oronaling Cartification for Correction Cartification of Attorney's Address in Application Transmitted of Cartificat Copy Transmitted of Cartificat Copy Cartificat Copy Transmitted of Attorney's Address in Application	by actrantedged of the papers/1 f Patents & Trademarks	LAW OFFICES OF PERMAN & GRE 425 POST RD. FAIRHELD, CT 08824-8232	PAY TO THE Commissioner for Patents ORDER OF	Seven Hundred Thirty and 00/100*********************************	MEMO 700-012218-US(PAR)/10/534,483

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IAILING BY FIRST CLAS	S MAIL (37 CFR 1.8)		Docket No.					
/ICZ, Mariusz			700-012218-US (PAR)					
Filing Date 3/17/03	Examiner		Group Art Unit					
USING LIGHT WAVES, ELECTROMAGNETIC INDUCTION AND THERMAL INTERACTION								
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collection of information unless it displays a valid OMB control number.

Oliget the Esbelmork regrection Let of	pas, no perante ara required to respond to a
TRANSMITTAL LETTER	THE UNITED STATES
DESIGNATED/ELECTED	OFFICE (DO/EO/US)
CONCERNING A SUBMISSI	ON UNDER 35 U.S.C. 371
TERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE

S DOCKET NUMBER ATTOR 700-0122 i8-US (PAR) U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/534,563 PRIORITY DATE CLAIMED

15 NOVEMBER 2002 PCT/PL03/00026 17 MARCH 2003 TITLE OF INVENTION APPARATUS FOR STIMULATING THE PHYSIOLOGICAL PROCESSES OF LIVING ORGANISMS USING LIGHT WAVES, ELECTROMAGNETIC INDUCTION AND THERMAL INTERACTION APPLICANT(S) FOR DO/EO/US PIOTROWICZ, Mariusz Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau). have been communicated by the international Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). An English language translation of the annexes of the International Preliminary Examination Report under PCT 10. Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. A preliminary amendment. An Application Data Sheet under 37 CFR 1.78. A substitute specification. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13fer.2 and 37 CFR 1.821- 1.825. A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). Other items or information: International Search Report

This collection of information is required by 37 CFR 1,414 and 1,491-1,492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents P.O. Box 1450, Alexandria VA 22313-1450.

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/PL03/00026 700-012218-US (PAR) 10/534,563 The following fees have been submitted CALCULATIONS PTO USE ONLY Basic national fee...... \$300 21. 🔲 Examination fee If International prefiminary examination report prepared by USPTO and all claims satisfy provisions of \$ 200.00 23. Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the International application to the USPTO as an International Searching Authority......\$100 s 400.00 TOTAL OF 21, 22 and 23 = Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$260 for each additional 50 sheets of paper or fraction thereof. RATE Number of each additional 50 or fraction **Total Sheets** Extra Sheets thereof (round up to a whole number) x \$250 - 100 = /50 = Surcharge of \$130,00 for furnishing the eath or declaration later than 30 months from the earliest 130.00 claimed priority date (37 CFR 1.492(h)). NUMBER EXTRA RATE **NUMBER FILED CLAIMS** \$ x \$50 Total claims × \$200 Independent claims + \$360 \$ MULTIPLE DEPENDENT CLAIM(S) (if applicable) TOTAL OF ABOVE CALCULATIONS . 730.00 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. \$ 730.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). TOTAL NATIONAL FEE = 730.00 Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property TOTAL FEES ENCLOSED . \$ 730.00 Amount to be \$ refunded: Amount to be \$ charged: a 🗹 A check in the amount of \$ 730.00 ___ to cover the above fees is enclosed. Please charge my Deposit Account No. 16-1350 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. 🗹 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 16-1350 ... A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a pertion to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. SEND ALL CORRESPONDENCE TO: Geza C. Ziegler, Jr. PERMAN & GREEN, LLP Geza C. Ziegler, Jr 425 Post Road Fairfield, CT 06824 44.004 203/259-1800 REGISTRATION NUMBER Customer No. 2512

Under the Paperwork Reduction Act of



JNITED STATES PATENT AND TRADEMARK OFFICE

SEP 0 9 2005

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COAMISSIONER FOR PATENTU PC Dat 1430 Ab analys. Migras 12313-1430 www.myb.gov.

US APPLICATION NUMBER NO. FIRST NAMED APPLICANT

ATTY DOCKETNO.

10/534,563

Mariusz Piotrowicz

700-012218-US (PAR)

INTERNATIONAL APPLICATION NO. PCT/PL03/00026

PRIORITY DATE

LA. FILING DATE 03/17/2003

11/15/2002

CONFIRMATION NO. 8469 371 FORMALITIES LETTER

*OC0000000169037*24**

OC000000016903724

2512 (57A PERMAN & GREEN **425 POST ROAD** FAIRFIELD, CT 06824

US ACTION DUE DATE PAPER DATED MSG PT APPEAL

Date Mailed: 09/07/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1,495).

- Copy of the International Application filed on 05/09/2005
- Copy of the International Search Report filed on 05/09/2005
- Copy of IPE Report filed on 05/09/2005
- Preliminary Amendments filed on 05/09/2005
- Information Disclosure Statements filed on 05/09/2005
- U.S. Basic National Fees filed on 05/09/2005
- Priority Documents filed on 05/09/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$730 for a Large Entity:

\$130 Surcharge.

- The application search fee has not been paid. Applicant must submit \$400 to complete the search fee.
 Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- The application examination fee has not been paid. Applicant must submit \$200 to complete the
 examination fee for a non-small entity. Note a surcharge will be required if submitted later than
 commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before
 July 1, 2005.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filling a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

WINSTON M AL VARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
10/534,563	PCT/PL03/00026	700-012218-US (PAR

FORM PCT/DO/EO/905 (371 Formalities Notice)

Docket No.: 700-012218-US (PAR)

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

English Language Declaration

As a bc	low named inventor.	I hereby declare that:					
My resi	dence, post office ac	dress and citizenship are as s	stated below next to my name,				
invento			nly one name is listed below) of matter which is claimed and for				
Title:		ISING LIGHT WAVES,	E PHYSIOLOGICAL PRO ELECTROMAGNETIC II				
the spe	cification of which	1					
(check o	one)						
	is attached hereto						
\boxtimes	was filed on May 9, 2005 as United States Application No. 10/534,563 or PCT International Application Numberfiled on						
		on (if applicable)					
		riewed and understand the commendment referred to above.	ntents of the above-identified sp	ecification, including the			
			ntent and Trademark Office all i Federal Regulations, Section I				
any fore which de checking	ign application(s) fo esignated at least on g the box, any foreig	r patent or inventor's certificate country other than the Uni	Inited States Code, Section 119 ate, or Section 365(a) of any PC ted States, listed below and have ventor's certificate or PCT Interty is claimed.	T International Application we also identified below, by			
Prior F	oreign Applicatio	on(s)					
(7	lumber)	(Country)	(Day/Month/Year Filed)	Priority Not Claimed			
CT/PL	03/00026	PCT	17 MARCH 2003				
2.35714	9	POLAND	15 NOVEMBER 2002				

Page I of 3

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below: (Application Serial No.) (Filing Date) (Application Scrial No.) (Filing Date) (Application Serial No.: (Filing Date) I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application: (Application Serial No.) (Filing Date) (Status) (patented, pending, abandoned) (Application Serial No.) (Filing Date) (Status) (patented, pending, abandoned) (Application Serial No.) (Filing Date) (Status) (patented, pending, abandoned) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1	(`	<u> </u>
and/or agent(ATTORNEY: As a named invento (s) to prosecute this application a ffice connected therewith. (list name	or, I hereby appoint the following attorned transact all business in the Patent and registration number)
All attorneys l	listed under Customer No.: 2512	
Send Correspo		
Customer No.:		
	one Calls to: (name and telephone nuer, Jr. 203/259-1800	umber)
Full name of sole or fine PIOTROWIC2 Sole or first inventor;	Z, Mariusz	DATE
Sere of this inventor	Hobaicz	18 10.2005 V
Residence: ul. Zurawiec 2, Citizenship:	32-500 Chrzanow, Poland	
Polish Post Office Address: ul. Zurawiec 2,	32-500 Chrzanow, Poland	
	iventor:	
Full name of second in	ature:	DATE
Full name of second in Second inventor's sign		
Second inventor's sign		
Second inventor's sign. Residence address:		
Second inventor's sign. Residence address: Citizenship:		

PATENT APPLICATION SERIAL NO. 10/534563

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE FEE RECORD SHEET

05/17/2005 LLANDGRA 00000043 10534563 01 FC:1631 300.00 0P

PTO-1556 (5/87)



Revenue Accounting and Management

Name/Number: 10534563

Total Records Found: 4

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.	Fee Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
07/12/2006	00000004	1	<u>1633</u>	\$200.00	11/09/2005	DA 161350
07/12/2006	00000005	<u>1</u>	<u>1642</u>	\$400.00	11/09/2005	DA 161350
07/12/2006	00000006	1	<u> 1617</u>	\$130.00	11/09/2005	DA 161350
05/17/2005	00000151	<u>1</u>	<u>1631</u>	\$300.00	05/09/2005	CK